



Approved Nov. 15, 2002

**Court Alcohol and Drug Program
Advisory Committee
(CADPAC)**

**September 20, 2002
Meeting Minutes**

I. ATTENDANCE This meeting was held at the Indiana Judicial Center, Room 1071, Indianapolis, Indiana.

1. Members Present: Hon. James W. Rieckhoff, Hon. Barbara L. Brugnaux, Hon. Raymond Kirtley, Hon. Joe Sutton, Hon. Wayne Trockman, Ms. Denise Benjamin, Ms. Linda Brady, Ms. Debra Farmer, Ms. June Kramer

2. IJC Staff: Ms. Jane Seigel, Executive Director, Mr. William F. Carey, Administrator, Ms. Loriann Amsbury, Ass't Administrator, Ms. Cheri Harris, Staff Attorney, Ms. Mary Kay Hudson, IJC Drug Court Coordinator Designee

3. Special Guest Mr. David L. Hunter, Director, Food Service, National City Bank

II. WELCOME and SPECIAL AWARD: Everyone was welcomed by Judge Rieckhoff and our special guest was introduced by Mr. Carey. Judge Rieckhoff and Jane Seigel then presented a special award to Mr. Hunter for his support of judicial education. Mr. Hunter's operation is closing as of this date. He and his staff have excelled in providing training facilities and dining support to numerous IJC trainings. He, his staff and their operation will be sorely missed.

III. ASSUMPTION OF CHAIR and INTRODUCTIONS:

1. After thanking the committee for its outstanding work and accomplishments during its first five years, Judge Rieckhoff presented to the committee its new Chair, Judge Barbara Brugnaux, Vigo Superior Court #5.

2. Judge Brugnaux thanked Judge Rieckhoff for his outstanding service as Chair and along with Mr. Carey presented Judge Rieckhoff a framed certificate, on behalf of the CADPAC, for "Outstanding Leadership and Accomplishments in support of the Judicial Conference of Indiana". Judge Rieckhoff thanked the members and staff for the award.

3. Judge Brugnaux then introduced new CADPAC members Judge Sutton and Ms. Kramer to the committee. Ms. Seigel introduced Ms. Mary Kay Hudson, who has been selected as IJC's first Drug Court Coordinator. Ms. Hudson will start work on October 1, 2002.

IV. PREVIOUS MINUTES:

Minutes of our previous meeting were reviewed. Judge Rieckhoff/Ms. Brady motioned that they be approved as written. Minutes were unanimously approved.

V. REPORTS

1. Ad-Hoc Committee on Drug Courts

- A. Judge Kirtley mentioned the successful Rules Development meeting held on August 23rd and that IADCP was very gracious in giving up its meeting time in order to allow its attendees to participate in the development of the rules. He mentioned that at their next meeting, on Oct. 18th at IJC, the committee would attempt to finish their rules drafting.
- B. Cheri Harris informed the committee that the Administrative Rules Oversight Commission has been notified that we do not believe IC 4-22-2 applies to rules adopted by the Judicial Conference and advised them that we are not able to comply with the 60-day deadline contained in the statute.
- C. Judge Kirtley also announced that Judge Trockman would be replacing him at the end of the year as the Sub-Cmte Chair. Judge Kirtley mentioned that he'll be leaving the judiciary at that time to pursue work in the private sector. He thanked all the members for their cooperation and support.

2. Certification Sub-Committee Report

- A. **Certification Update (Enclosure 1)** - Ms. Amsbury provided the committee with an updated certification status of participating programs.
- B. **Approval of Rules Revisions** - Ms. Amsbury noted that changes to Sections 1-29 of the Rules were approved by the Board of Directors of the Judicial Conference in June. Sections 30 and 31 are proceeding with their development. The Certification Committee returned to the Education Sub-Cmte their recommendations on Section 31 revision for further clarification on one issue.
- C. **Hudson/IU Statistical Project Update** - Ms. Amsbury also provided the committee with a verbal update on our statistical project.
- D. **SSN Issue (Enclosure 2)** - After the Education Sub-Committee report, Ms. Harris presented members with a memorandum to Jane Seigel concerning her research of the use of Social Security Numbers in collecting statistics on A&D clients. She mentioned that the staff would meet to consider policy on implementing this issue. Linda Brady requested that staff also discuss the requirement to use Access software.

3. Education & Training Sub-Committee Report – Judge Brugnaux introduced Judge Sutton as the new Chair of the Education Sub-Committee.

- A. **Annual Meeting Update** – Judge Brugnaux provided the committee with a verbal update on the progress of preparing for the Annual Meeting. Mr. Carey mentioned that the dates were March 5, 6, & 7, 2003 and that it would be held again at the Marriott North. It was mentioned that March 5th would be structured for Drug Court Teams including Prosecutors and Public Defenders. March 6th would have workshops of interest to both Drug Courts and Court A&D Programs with March 7th geared exclusively toward Court A&D Programs.
- B. **Rules Section 31 Update – (Enclosure 3)** – A 7/16/02 copy of the proposed changes to Section 31 of the rules were provided to members. Public comment was received on this draft at the August 23, 2002 Program Meeting. The Certification Sub-Committee received this draft at its September meeting but has returned it to the Education Sub-Cmte to reaffirm its recommendation on Section 31(f)(2).
- C. **Prime For Life – Indiana Pilot Program Completion** – Mr. Carey mentioned that the workgroup formed to review this issue met earlier this morning (9/20) and will be making their final recommendations at the next meeting of the Ed Sub-Cmte. on Oct. 11th.

- D. **Recent Trainings** - Ms. Amsbury mentioned that we had 8 new directors attend the Director Development Workshop held in July and approximately 40 people attend the Staff Orientation held in August. We will be making curriculum changes to these courses in addition to changing locations due to the loss of the National City Bank facilities. There will also be increased costs for these trainings at their new locations.

Note: The meeting was delayed by a Tornado Warning, which required the committee to temporarily relocate.

4. Policy Sub-Committee (Enclosure 4)

- A. **Contractor Issue** - Ms. Harris provided members with a Sep. 9, 2002 written staff report (Enclosure 4) and discussed with the members the May 17, 2002 the Policy Sub-Committee memorandum (part of Enclosure 4) that was presented to them at the last meeting. After discussing the issue, which included directions from the Judicial Qualifications Commission, the Chair accepted their report and recommendations based upon the following motion by Farmer/Rieckhoff, which was unanimously approved by the Committee.

MOTION: That the committee accept the findings and recommendations of the Policy Sub-Committee as stated in their May 17, 2002 memorandum on "Contract Program Self-Referrals"

- B. **"Infractions" Issue** - Ms. Harris updated members that the sub-committee is considering reinstating the term "infractions" into IC 12-7-2-12 at the request of a court. It was noted that some courts were using infractions as the referring charge to programs.
- C. **Transfer Issue** - Ms. Harris mentioned the sub-committee will be taking up the issue of transfers at its next meeting.

5. Association Reports

- A. **ICCADS Update** - Report not available. However it was mentioned that their annual fall training will be held in Indianapolis in October.
- B. **IADCP Update** - Judge Brugnaux stated that the next IADCP Meeting will be the end of October.
- C. **IAIC Update** - Ms. Harris mentioned that IAIC has a new Director. It was also mentioned that Proposition 36 continues to be an issue of discussion here in Indiana. Judge Brugnaux mentioned that it would not be on the Michigan or Florida ballot this year but is on the Ohio ballot. It was mentioned that there is no current judicial position on the issue although NADCP is opposed to its concept.

VI. **NEW BUSINESS/Discussion** None

VII. **NEXT MEETING: 1:00 PM November 15th at IJC, Room 1165 (Please Note: 11th Floor)**

2003 dates @ 1:00 PM: February 21, May 16, **Wed. Sep. 10** (Judges Conference), November 21

IX. **ADJOURNMENT** - The meeting adjourned at 2:55 PM.

Respectfully Submitted:

September 30, 2002

William F. Carey, Administrator
Court Alcohol and Drug Program